



ZRZESZENIE MIĘDZYNARODOWYCH PRZEWOŹNIKÓW DROGOWYCH W POLSCE
ASSOCIATION OF INTERNATIONAL ROAD TRANSPORT CARRIERS IN POLAND
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Członek: **INTERNATIONAL ROAD TRANSPORT UNION - IRU GENEVA**
Member:

Zarejestrowane pod nr KRS 0000109043 w Sądzie Rejonowym dla m.st. Warszawy w Warszawie, XII Wydział Gospodarczy Krajowego Rejestru Sądowego

15/00361/SEK 17BU

Warszawa, 23.02.2015

Mrs. Elżbieta Bieńkowska

Commissioner

Internal Market, Industry,

Entrepreneurship and SMEs

European Commission

Dear Madam,

Szanowne Pani Komisarz,

In connection to my previous letter on the German minimum wage in transport I need to express my great concern as regards latest information that the same legislation is planned to be implemented in France.

According to the proposed legislation, which is now proceeded by the French Parliament, the minimum wage will be 9,61 EUR and will concern transport to/from France as well as the cabotage. The rules will more less follow the German legislation in this regards with one additional element – the requirement to establish a representative or an authorised agent in France. The maximum fine for not applying the minimum wage legislation will be 3750 EUR.

I already presented you consequences the German legislation brings to the international transport. Unfortunately, our fears confirmed and all transports to/from/within Germany are now subject to these requirements. The impact on transport is enormous and cannot be considered from the Germany perspective only but mainly from the European level, taking into account the danger it brings to the European internal market rules. In our opinion there is a great threat that the lack of explicit actions from the European Commission may only encourage next Member States to follow Germany and France.

Please be informed that the Polish transport companies are still facing the problem of lack of practical guidelines for the minimum wage calculation. Do not forget they are obliged to fallow the Polish rules in this regards and now also the minimum wage requirements introduced by other Member States. There is great additional administrative burden and extra

costs our companies have to cover due to implemented German and planned French obligations. What is unacceptable for us is the fact that these countries are imposing the minimum wage ignoring completely the economic reality of other countries. We consider it as an obvious example of national protectionism within the European Union and new barrier in the UE trade. This legislation simply limits free competition and the basic EU freedom of providing services.

As the issue is of great importance I kindly ask you to investigate the situation in France and take all the necessary actions to stop the initiated process of protectionism within the European union. Your assistance is really required and would be much appreciated by the Polish transport sector.

A handwritten signature in blue ink, appearing to read 'Jan Buczek', is positioned to the left of the typed name and title.

With kind regards,

Jan Buczek

ZMPD President